

**DRAFT COPY**  
**STATE BOARD OF FUNERAL AND CEMETERY SERVICE BOARD MEETING**  
**THURSDAY OCTOBER 6, 2016**  
**INDIANA GOVERNMENT CENTER SOUTH, ROOM W064**  
**402 W WASHINGTON STREET**  
**INDIANAPOLIS, IN 46204**

**CALL TO ORDER**

The meeting was called to order at 11:04 a.m. by Christopher Cooke, pursuant to public notice posted at the principal office of the board at least forty-eight (48) hours before the time of the meeting.

**BOARD MEMBERS PRESENT:**

Christopher Cooke, Vice Chairman  
Robert Loose  
Donald Alford  
David Andrew Clayton  
Roland Cutter  
Kathleen Frogg, State Department of Health

**BOARD MEMBERS ABSENT:**

Thomas Sproles, Chairman  
Frank Downing  
Theodore Mau

**STATE OFFICIALS PRESENT:**

Tracy Hicks, Board Director  
Jennifer Broadbent, Assistant Board Director  
Donald Hannah, Deputy Attorney General

**ADOPTION OF THE AGENDA**

The agenda was adopted.

Cutter/Loose  
6/0/0  
Motion carried.

**ADOPTION OF THE MINUTES OF THE AUGUST 4, 2016, MEETING OF THE BOARD**

A motion was made and seconded to approve the minutes of the August 4, 2016 meeting.

Cutter/Loose  
6/0/0  
Motion carried.

**PERSONAL APPEARANCE AND CONSIDERATION OF APPLICATION FOR FUNERAL DIRECTOR INTERN LICENSE**

1. Cameron Meadows

A motion was made and seconded to approve the application pending the certified court document indicating discharge from probation.

Alford/Loose  
4/0/0  
Motion carried.

2. Joshua Silvers

A motion was made and seconded to approve the application.

Loose/Cutter  
4/0/0  
Motion carried.

## **ADMINISTRATIVE HEARINGS**

1. Administrative Hearing in the matter of Poindexter-McClure Funeral Home, FH11200033, SBFCS 16-16

A motion was made and seconded to place the license on indefinite probation with no right to petition for removal of probation for one year, require as part of the petition for reinstatement a basic accounting of all preneed accounts sufficient to comply with statutes, and impose a combined civil penalty of \$1000 payable within six months.

Loose/Alford  
4/0/0  
Motion carried.

2. Administrative Hearing in the matter of Dennis McClure, FD01029653, SBFCS 16-15

A motion was made and seconded to issue a letter of reprimand and impose a combined civil penalty of \$500 payable in six months, require 12 hours of continuing education with 6 of those hours from the IFDA law crash review course in addition to the continuing education required to renew the license.

Cooke/Cutter  
4/0/0  
Motion carried.

## **CONSIDERATION OF PROPOSED FINDINGS OF FACT, CONCLUSIONS OF LAW AND ORDER IN THE MATTER OF ULRICH-FILTER-DEVRIES FUNERAL HOME, FH10800004, CA20800004, SBFCS 16-19**

1. Smith Bizzell Warner Funeral Home, FH10500021, CA20500030, SBFCS 16-18

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

Cutter/Alford  
4/0/0  
Motion carried.

2. Nathan L. Bluitt, Jr., FD01000386, SBFCS 16-14

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

Alford/Loose  
4/0/0  
Motion carried.

3. Benjamin Rawls, FD21300082, SBFCS 16-20

A motion was made and seconded to accept the Proposed Findings of Fact, Conclusions of Law and Order.

Loose/ Alford  
4/0/0  
Motion carried.

## **OFFICE OF THE ATTORNEY GENERAL CONSUMER PROTECTION DIVISION REPORT**

Written report was provided.

## **REQUEST FOR WAIVER OF THE CONTINUING EDUCATION REQUIREMENT PURSUANT TO IC 25-1-4-4**

1. Jay Yager, FD01004940

A motion was made and seconded to approve the request.

Cutter/Loose  
4/0/0  
Motion carried.

## **CONSIDERATION OF PAYMENT OF INTERNATIONAL CONFERENCE OF FUNERAL SERVICE EXAMINING BOARDS 2017 MEMBERSHIP DUES FROM THE EDUCATION FUND; \$250.00**

A motion was made and seconded to approve payment of the fees from the Education Fund to maintain membership to receive intern examination scores.

Loose/Frogg  
4/0/0  
Motion carried.

## **VERIFIED COMPLAINT REQUESTING RESTITUTION FROM THE PRENEED CONSUMER PROTECTION FUND**

### **A. Palmer Funeral Home West Chapel for Marjorie J. Jones**

Re: Clark-O'Neal Funeral Home, Inc., FH10400018 (Closed)

A motion was made and seconded to approve \$2200 plus interest not to exceed the cost of the at-need contract.

Cutter/Loose  
6/0/0  
Motion carried.

### **B. James Basham for Ida Pauline Hall**

Re: R.D. Pyke Funeral Service, FH89200005 (Closed)

A motion was made and seconded to approve \$6484.40 plus interest not to exceed the cost of the at-need contract.

Alford/Cutter  
6/0/0  
Motion carried.

### **C. Burns Funeral Home for Norma Jean Kohler**

Re: Kraft Funeral Home, FH10000005 (Revoked)

A motion was made and seconded to approve 7348.50 plus interest not to exceed the cost of the at-need contract.

Loose/Alford  
6/0/0  
Motion carried.

## **REVIEW OF CONTINUING EDUCATION SPONSORS AND COURSES**

### **A. Reconsideration of Previously Approved Continuing Education Course:**

1. Minnick Services: Cremation Liability – Is Anyone Really Getting Sued, 10/18 & 19/16, 4 total CEUs (4 law)

A motion was made and seconded to approve the course as a non-law course only.

Cutter/Loose  
4/0/0  
Motion carried.

## **B. Review of Continuing Education Courses and Sponsors.**

A motion was made and seconded to approve all courses as submitted with the exception of **Preferred Funeral Directors International, CE10800804**, Preferred Funeral Directors International Annual Convention, 9/23/16 – 9/27/16, 12 CEUs. This course is approved as a non-law course.

Cutter/Alford  
4/0/0  
Motion carried.

### **NEW COURSES FROM PREVIOUSLY APPROVED SPONSORS**

#### **Aurora Casket Company, CE10800684 – No IN Law**

- Decoding the Generations, Ongoing, 1 CEU
- The Art of Cremation Phone Inquiries, Ongoing, 2 CEUs
- Creating a Culture of Trust, Ongoing, 1 CEU
- Creating Cremation Packages that Word, Ongoing, 2 CEUs

#### **Batesville Casket, CE10800652 – No IN Law**

- Winners Never Quit, 11/17/16, 3 CEUs

#### **Funeral Directors Association of Kentucky in Collaboration with The Dodge Company, CE10800694 – No IN Law**

- You Only Have One Chance, 2/15/17, 3 CEUs

#### **Indiana Donor Network in Collaboration with The Dodge Company, CE21600014 – No IN Law**

- Donor Case Embalming With Focus on Restoration of Long Bone and Skin Donation Cases, 12/1/16, 3 CEUs

#### **Indiana State Coroners Training Board, CE21200008, No IN Law**

- 40-Hour Medicolegal Death Invest., 9/16/16-9/18/16, 20 CEUs
- 40-Hour Medicolegal Death Invest., 9/23/16-9/25/16, 20 CEUs

#### **Ivy Tech Community College, CE10800758 – No IN Law**

- Gift of Hope, 11/7/16, 4 CEUs

#### **Kate-Boylston Publications, CE21100028 – No IN Law**

- Cremation Strategies Conference, 12/7/16, 6 CEUs
- Funeral Service Business Plan Conference, 12/8/16-12/9/16, 12 CEUs

#### **Newcomer Funeral Service Group in Collaboration with The Dodge Company, CE21200017 – No IN Law**

- One of the Toughest Parts of the Job...Embalming & Cosmetizing Infants, 11/2/16, 1 CEU
- Jaundice – Three Solutions to an Often Perceived Difficult Dilemma, TBD, 1 CEU
- Mastering Minor to Major Reconstructive Skills, TBD, 1 CEU

#### **Preferred Funeral Directors International, CE10800804 – (Indicated IN Law – **Approved as NON IN Law**)**

- Preferred Funeral Directors International Annual Convention, 9/23/16 – 9/27/16, 12 CEUs

#### **Vincennes University, CE10800844 – IN Law Courses (Courses previously approved – wish to continue the courses)**

- Preneed burial services, Ongoing, 1

- The practice of funeral service, Ongoing, 1 CEU
- The cremation act, Ongoing, 1 CEU
- The cemetery act, Ongoing, 1 CEU
- Alkaline Hydrolysis, Ongoing, 1 CEU **(Non – IN law)**
- State Law Test and Rational, Ongoing, 1 CEU

**Wilbert Funeral Services, Inc., CE21500018 – No IN Law**

- Education for Cremation Families, Ongoing, 1 CEU

**RESIGNATION OF BOARD MEMBER APPOINTMENT**

David Andrew Clayton will resign his appointment soon due to the fact that he will serve as the IFDA Executive Director beginning December 5, 2016.

**ADJOURNMENT**

There being no further business to discuss, the meeting was adjourned at 12:00 p.m.